

CONTRACT REQUEST FORM (CRF)

CEC-94 (Revised 09/10)

CALIFORNIA ENERGY COMMISSION



☐ New Contract ☒ Amendment to Existing Contract: 400-09-002 Amendment Number: 1

Division	Contract Manager:	MS-	Phone	CM Training Date
400 Efficiency Renewable Energy Division	Ron Yasny	37	916-651-2915	7/27/10

Contractor's Legal Name	Federal ID Number
Architectural Energy Corporation	-

Title of Project
2011/2013 Residential Building Energy Efficiency Standards

Term	Start Date	End Date	Amount
New/Original Contract	11 / 01 / 09	6 / 30 / 12	\$ 1,104,000

Line up the Amendment information as best as possible in the following boxes

Amendment #	End Date (mm/dd/yy)	Amount
1	6/30/13	250,000

Business Meeting Information			
Proposed Business Meeting Date	4/6/11	<input type="checkbox"/> Consent	<input checked="" type="checkbox"/> Discussion
Business Meeting Presenter	Ron Yasny	Time Needed:	10 minutes

Agenda Item Subject and Description
Possible \$250,000 amendment to technical support contract with Architectural Energy Corporation (#400-09-002) for additional work within the scope required for the 2013 Nonresidential Buildings Energy Efficiency Standards Update.

Business Meeting approval is not required for the following types of contracts: <i>Executive Director's signature is required in all cases.</i>
<input type="checkbox"/> Contracts less than \$10k (<i>Policy Committee's signature is also required</i>)
<input type="checkbox"/> Amendment for a no-cost time extension. Must be first extension, less than one year and original contract less than \$100k.
<input type="checkbox"/> Contracts less than \$25k for Expert Witness in Energy Facility licensing cases and amendments.

Purpose of Contract or Purpose of Amendment, if applicable
<p>The additional efforts funded with this contract amendment will focus on:</p> <ul style="list-style-type: none"> * Funding underfunded tasks (approx. \$400,000) due to budgetary restraints placed on contract at inception. * Funding deeper breadth and depth of tasks given opportunity created by extension of Standards implementation from 2011 to 2013. * Funding research and documentation of issues identified during exploration of proposed measures for the 2013 Building Energy Efficiency Standards Update.

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**California Environmental Quality Act (CEQA) Compliance**

1. Is Contract considered a "Project" under CEQA?

☐ Yes: skip to question 2☒ No: complete the following (PRC 21065 and 14 CCR 15378):

Explain why contract is not considered a "Project":

Contract will not cause direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment because contract mostly involves research, analysis, and writing on computers and telephone.

2. If contract is considered a "Project" under CEQA:

☐ a) Contract **IS** exempt. (Draft NOE required)☐ Statutory Exemption. List PRC and/or CCR section number: _____☐ Categorical Exemption. List CCR section number: _____☐ Common Sense Exemption. 14 CCR 15061 (b) (3)

Explain reason why contract is exempt under the above section:

☐ b) Contract **IS NOT** exempt. The Contract Manager needs to consult with the Energy Commission attorney assigned to their division and the Siting Office regarding a possible Initial Study.

Budgets Information

Contract Amount Funded		Breakdown by FY			Funding Sources			
Funding Source	Amount	FY	Amount	Approved ?	Funding Source	FY	Budget List No.	Amount
ARFVTF	\$		\$	No	State - ERPA			\$
ECAA	\$		\$	No	Other			\$
State- ERPA	\$250,000		\$	No	State - ERPA	10-11	400.002	\$250,000
Federal	\$		\$	No	Funding Source			\$
PIER - E	\$	10-11	\$250,000	Yes	Funding Source			\$
PIER - NG	\$		\$	No	Funding Source			\$
Reimbursement	\$		\$	No	Funding Source			\$
Other	\$		\$	No	Funding Source			\$
TOTAL:	\$400,000	TOTAL:	\$250,000				TOTAL:	\$250,000
Reimbursement Contract #:					Federal Agreement #:			

Contractor's Administrator/ Officer

Name: Architectural Energy Corporation

Address: 142 Minna Street

City, State, Zip: San Francisco, CA 94105

Phone/ Fax: (415) 957-1977/(415) 957-1381

E-Mail: DSuyeyasu@archenergy.com

Contractor's Project Manager

Name: SAME

Address:

City, State, Zip:

Phone/ Fax:

E-Mail:

Contractor Is☒ Private Company (including non-profits)☐ CA State Agency (including UC and CSU)☐ Government Entity (i.e. city, county, federal government, air/water/school district, joint power authorities, university from another state)**Selection Process Used**☐ Solicitation

Select Solicitation Type _____

Solicitation #: - -

☐ Non Competitive Bid (Attach CEC 96)☒ Exempt

Select Exemption (see instructions)

Civil Service Considerations☐ Not Applicable (Contract is with a CA State Entity or a membership/co-sponsorship)☒ Public Resources Code 25620, et seq., authorizes the Commission to contract for the subject work. (PIER)

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- ☐ The Services Contracted:
- ☒ are not available within civil service
 - ☒ cannot be performed satisfactorily by civil service employees
 - ☒ are of such a highly specialized or technical nature that the expert knowledge, expertise, and ability are not available through the civil service system.
- ☐ The Services are of such an:
- ☐ urgent
 - ☒ temporary, or
 - ☐ occasional nature
- that the delay to implement under civil service would frustrate their very purpose.

Justification:**Payment Method**

- ☒ A. Reimbursement in arrears based on:
- ☒ Itemized Monthly ☐ Itemized Quarterly ☐ Flat Rate ☐ One-time
- ☐ B. Advanced Payment
- ☐ C. Other, explain:

Retention

1. Is contract subject to retention? ☐ No ☒ Yes
- If Yes, Do you plan to release retention prior to contract termination? ☒ No ☐ Yes

Justification of Rates

Comparisons with other approved contractors have been completed and the costs are comparable.

Disabled Veteran Business Enterprise Program (DVBE)

1. ☐ Not Applicable
2. ☒ Meets DVBE Requirements DVBE Amount:\$ _____ DVBE %: _____
- ☐ Contractor is Certified DVBE
- ☒ Contractor is Subcontracting with a DVBE: AIMS
3. ☐ Requesting DVBE Exemption (attach CEC 95)

Is Contractor a certified Small Business (SB), Micro Business (MB) or DVBE?

If yes, check appropriate box: ☐ SB ☐ MB ☐ DVBE

Is Contractor subcontracting any services?

☐ No ☒ Yes

If yes, give company name and identify if they are a Small Business (SB), Micro Business (MB) and/or DVBE:

PECI, Taylor, Vacom, Water Insight	<input checked="" type="checkbox"/> No	<input type="checkbox"/> SB	<input type="checkbox"/> MB	<input type="checkbox"/> DVBE
DEG, Energysoft, Gabel, Niles, Proctor, Wrightsoft, McHugh, NBI	<input checked="" type="checkbox"/> No	<input type="checkbox"/> SB	<input type="checkbox"/> MB	<input type="checkbox"/> DVBE
AEC, Benningfield, Benya, BEW, E3, Gard, HMG, INT Lighting,	<input checked="" type="checkbox"/> No	<input type="checkbox"/> SB	<input type="checkbox"/> MB	<input type="checkbox"/> DVBE

Miscellaneous Contract Information

1. Will there be Work Authorizations? ☐ No ☒ Yes
2. Will there be IT expenditures? ☐ No ☒ Yes
3. Is the Contractor providing confidential information? ☒ No ☐ Yes
4. Is the contractor going to purchase equipment? ☒ No ☐ Yes
5. Check frequency of progress reports
- ☒ Monthly ☐ Quarterly ☐ Other...
6. Will a final report be required? ☐ No ☒ Yes
7. Is the contract, with amendments, longer than a year? If yes, why? ☐ No ☒ Yes
- The contract runs in parallel with the Three year Building Standards Update Cycle.

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**The following items should be attached to this CRF**

1. Scope of Work, Attach as Exhibit A.	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
2. Budget Detail, Attach as Exhibit B.	<input type="checkbox"/> N/A	<input checked="" type="checkbox"/> Attached
3. CEC 96, NCB Request	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
4. CEC 30, Survey of Prior Work	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
5. CEC 95, DVBE Exemption Request	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
6. Draft CEQA Notice of Exemption (NOE)	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached
7. Resumes	<input checked="" type="checkbox"/> N/A	<input type="checkbox"/> Attached

Contract Manager_____
Date_____
Office Manager_____
Date_____
Deputy Director_____
Date

The following signatures are only required when contract approval is delegated to the Executive Office and not approved at a Business Meeting.
See Business Meeting Information Section.

Presiding Policy Committee_____
Date_____
Associate Policy Committee_____
Date_____
Executive Director_____
Date